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BNSF



PAMELA NEHRING
Senior General Attorney

The Burlington Northern and
Santa Fe Railway Company
2500 Lou Menk Drive
Fort Worth, Texas 76131-2828

SDMS Document ID



2002720

or

104 W. Chestnut, PMB #313
Hinsdale, IL 60521
(817) 352-3469 - Telephone
(817) 352-3468 - Fax
Pamela.Nehring@BNSF.com

April 22, 2003

VIA OVERNIGHT MAIL

Mr. Richard Sisk
Mail Code 8ENF-L
U.S. Environmental Protection Agency
999 18th Street, Suite 300
Denver, CO 80202-2466

RE: Libby, Montana Administrative Order on Consent

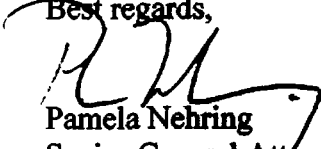
Dear Mr. Sisk:

Enclosed please find the executed Administrative Order on Consent ("AOC") for Libby, Montana, along with Appendix B. I am assuming that you have received the approved Work Plan from the EPA program people and I have not enclosed it.

Per paragraph 14, enclosed are the curriculum vitae for Dave Welch, Don Clabaugh, and Dan Westrum, employees of the contractor and subcontractor retained by BNSF. Pursuant to Paragraph 15, BNSF designates Dave Welch of EMR as the on-site Project Manager. Pursuant to paragraph 73, enclosed are the certificates of insurance for BNSF's contractors. BNSF has asked in a separate letter that the schedule in the Work Plan be amended to begin the work as early in May as possible.

If you have any questions or comments, please do not hesitate to give me a call. Otherwise, please advise when the AOC is executed by EPA.

Best regards,


Pamela Nehring
Senior General Attorney
PN/wlg
Enclosures

cc: Dave Smith (with enclosures)
Dave Clark (without enclosures)